

205 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-41445-2018 (O&M)

Date of decision-13.12.2018

Gurjit Singh

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr.Ish Puneet Singh, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab assisted by
ASI Atinder Singh.

Ms. Surinder Kaur, Advocate for the complainant.

MANOJ BAJAJ, J.

CRM-33291-2018

Application is allowed as prayed for.

Main case

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.106 dated 16.08.2018 (Annexure P-1) registered under Section 295-A of the Indian Penal Code at Police Station Ladhowal, District Ludhiana.

On 20.09.2018, this Court had passed the following order:-

“Heard.

Learned counsel for the petitioner submits that present FIR is the result of political rivalry. The complainant does not belong to Ravidass community and the allegation that petitioner had uploaded the video containing abusive language against a Guru is based on documentary evidence, which do not call for custodial

interrogation of the petitioner.

Notice of motion for 13.12.2018.

Petitioner is directed to surrender before the police and join investigation within two weeks. In the event of his arrest being required, he shall be released on interim bail till the next date, subject to his furnishing bonds to the satisfaction of Arresting Officer. However, he shall abide by the terms and conditions as envisaged under Section 438(2)(i) to (iv) Cr.P.C. failing which he shall lose the benefit of interim bail allowed to him.”

Learned counsel for the petitioner contends that in pursuance of the order dated 20.09.2018, the petitioner has joined the investigation.

Learned State counsel on instructions of ASI Atinder Singh submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, the interim bail granted by this Court vide order dated 20.09.2018, is made absolute.

The petition stands allowed.

(MANOJ BAJAJ)
JUDGE

13.12.2018

vanita

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No